

*UNIVERSITAS EDUCATION, LLC V. NOVA GROUP, INC., CASE NO. 11-1590-LTS-HBP (S.D.N.Y.)*

**Supplemental Affidavit of Service for  
Universitas's Motion for Turnover and  
Permanent Injunction**

**EXHIBIT 4**

**Michael Barnett**

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**From:** Glenn Duhl <gduhl@siegeleConnor.com>  
**Sent:** Wednesday, October 23, 2013 4:50 PM  
**To:** Michael Barnett; tonysiano@aol.com; Carole Bernstein <cbernsteinesq@gmail.com> (cbernsteinesq@gmail.com); Ira Kleiman (ik@briefjustice.com); Matthew J. Brief <mjb@briefjustice.com> (mjb@briefjustice.com)  
**Cc:** Paula Colbath; labelle@halloran-sage.com  
**Subject:** RE: Universitas Education, LLC v. Nova Group, Inc., Case No. 11-1590-LTS-HBP (S.D.N.Y.)

Michael: I am willing to accept service provided that we (all) may serve our responsive papers on November 12, 2013. May I have your agreement? Thank you, Glenn

Glenn A. Duhl, Esq.  
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Management employment law and litigation.

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**From:** Michael Barnett [mailto:[mbarnett@loeb.com](mailto:mbarnett@loeb.com)]  
**Sent:** Monday, October 21, 2013 2:38 PM  
**To:** tonysiano@aol.com; Carole Bernstein <cbernsteinesq@gmail.com> (cbernsteinesq@gmail.com); Glenn Duhl; Ira Kleiman (ik@briefjustice.com); Matthew J. Brief <mjb@briefjustice.com> (mjb@briefjustice.com)  
**Cc:** Paula Colbath; labelle@halloran-sage.com  
**Subject:** Universitas Education, LLC v. Nova Group, Inc., Case No. 11-1590-LTS-HBP (S.D.N.Y.)

Dear Counsel:

This afternoon, Universitas Education, LLC filed a turnover motion and motion for permanent injunction, naming the following as Respondents:

- i. Daniel E. Carpenter
- ii. Grist Mill Capital, LLC
- iii. Grist Mill Holdings, LLC
- iv. Carpenter Financial Group
- v. Avon Capital, LLC

- vi. Phoenix Capital Management, LLC
- vii. Grist Mill Trust Welfare Benefit Plan
- viii. Hanover Trust Company
- ix. Charter Oak Trust Welfare Benefit Plan

Based on prior correspondence, we understand these Respondents to be represented by the following attorneys:

- i. Respondents Daniel E. Carpenter, Grist Mill Holdings, LLC, Carpenter Financial Group, Phoenix Capital Management, LLC and Hanover Trust Company – represented by **Anthony J. Siano**
- ii. Respondents Grist Mill Capital, LLC and Avon Capital, LLC – represented by **Carole R. Bernstein**
- iii. Respondent Grist Mill Trust Welfare Benefit Plan – represented by **Glenn A. Duhl**
- iv. Respondent Charter Oak Trust Welfare Benefit Plan – represented by **Ira Kleiman and Matthew J. Brief**

By this e-mail we are attempting to effect service of the motion upon each of the Respondents by e-mail to respective counsel. Please let me know by Wednesday, October 23 at noon if (a) I am misunderstood as to a certain attorney representing a certain Respondent and/or (b) a Respondent who has not already appeared in the action declines to accept service by e-mail.

Please find attached (in a .ZIP file) copies of the papers filed today in support of Universitas' motion, as well as a copy of our letter to Judge Swain enclosing courtesy copies of the papers.

Thank you.

Sincerely,

Michael

**From:** NYSD\_ECF\_Pool@nysd.uscourts.gov [mailto:NYSD\_ECF\_Pool@nysd.uscourts.gov]  
**Sent:** Monday, October 21, 2013 2:08 PM  
**To:** CourtMail@nysd.uscourts.gov  
**Subject:** Activity in Case 1:11-cv-08726-LTS Nova Group, Inc v. Universitas Education, LLC Motion for Miscellaneous Relief

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U.S. District Court

Southern District of New York

**Notice of Electronic Filing**

The following transaction was entered by Barnett, Michael on 10/21/2013 at 2:08 PM EDT and filed on 10/21/2013

**Case Name:** Universitas Education, LLC v. Nova Group, Inc.

**Case Number:** [1:11-cv-01590-LTS-HBP](#)

**Filer:** Universitas Education, LLC

**WARNING: CASE CLOSED on 06/07/2012**

**Document Number:** [308](#)

**Docket Text:**

**MOTION for Turnover and Permanent Injunction. Document filed by Universitas Education, LLC. (Attachments: # (1) Affidavit of Service) Filed In Associated Cases: 1:11-cv-01590-LTS-HBP, 1:11-cv-08726-LTS(Barnett, Michael)**

**Case Name:** Nova Group, Inc v. Universitas Education, LLC

**Case Number:** [1:11-cv-08726-LTS](#)

**Filer:** Universitas Education, LLC

**WARNING: CASE CLOSED on 06/07/2012**

**Document Number:** [214](#)

**Docket Text:**

**MOTION for Turnover and Permanent Injunction. Document filed by Universitas Education, LLC. (Attachments: # (1) Affidavit of Service) Filed In Associated Cases: 1:11-cv-01590-LTS-HBP, 1:11-cv-08726-LTS(Barnett, Michael)**

**1:11-cv-01590-LTS-HBP Notice has been electronically mailed to:**

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